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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/687,094
Confirmation No. : 9102
Applicant : Daniel Klees
Filed : Oct. 17, 2003
Title : Calibration rig
TC/A.U. : 2856
Examiner : R. R. Raevs
Docket No. : KLEE3001CIP/FJD
Customer No. : 23364

RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA. 22202-3514

Sir:

In response to the restriction requirement, applicant hereby elects claim 15 with traverse.

The basis for the restrictive requirement is that claims 15 and 16 "are related as combination and subcombination."

Both claims 15 and 16 define a method. Both claims define discrete steps to achieve "calibration or re-calibration." No part of one claim can be found in the other claims, except for possibly the mounting step. It is difficult, therefore, to see how claims 15 and 16 are related as "combination, subcombination," for which a restriction might be justified.

Claim 15 is apparently considered the "subcombination." Again apparently because it recites fewer steps than claim 16. But fewer steps is not enough. The steps of the "subcombination" would have to be found in the "combination," which, it is respectfully submitted, they are not.

It is understood that claims 9-14 will be examined with elected claim 15.

The examiner is urged to reconsider his restriction requirement and examine claim 16 along with claim 15 and claims 9 - 14 in this application.

Respectfully submitted,

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